

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

December 8 , 1999

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable James F. Thaxter, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Robert Abilez, Deputy Clerk.

F031053 People v. Gessel

Cause called and argued by Joan Isserlis, Esq., counsel for appellant and by Harry J. Colombo, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

At this point Thaxter, J. leaves the bench and is replaced by Harris, J.

F028803 People v. Thomas

Cause called and argued by Donald Segerstrom, Esq., counsel for appellant. Brian R. Means, Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

F032175 Akers v. Board of Retirement of Merced Co. Employees Retirement Assoc.

Cause called and argued by Michael L. Mason, Esq., counsel for appellant and by Mark Ellis Singer, Esq., counsel for respondent.

Cause ordered submitted.

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The court reconvened in its courtroom at 1:30 P.M. Present:
Honorable James F. Thaxter, Associate Justice; Honorable Thomas A.
Harris, Associate Justice; Honorable Timothy S. Buckley, Associate
Justice; and Eve Sproule, Court Administrator/Clerk, by Nick A.
Grigsby, Deputy Clerk.

F028811 Vista De Oro Mobile Estates, LLC v. Cenfed Bank, FSB

Cause called and argued by James M. Trush, Esq., counsel for
appellant and by Michael Imfeld, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Thursday, December 9, 1999 at 10:00 A.M.

F030561 People v. Gamiz

The judgments in case No. 14317 and case No. 14235 are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F029692 In re the Marriage of Joan and Garrit Teunissen

The judgment is affirmed. Costs to respondent. Thaxter, Acting
P.J.

We concur: Buckley, J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F034299 Donna D. v. The Superior Court Of Stanislaus County; Stanislaus County
Department Of Social Services**

There having been no petition filed in response to our November
24, 1999, order herein, the cause is dismissed.

F033241 In re Shawn F., a Minor

Counsel having failed to request oral argument in the above-entitled
case, oral argument is deemed waived in accordance with the
provisions of a notice heretofore mailed to counsel and the cause is
submitted.

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- F031502 People v. Lopez**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F033252 In re Christopher C., a Minor**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F029148 People v. Myers**
The conviction on count I is reversed and remanded for retrial. In all other respects, the judgment is affirmed. Vartabedian, Acting P.J.
We concur: Wiseman, J.; Silveira, Pro Tem J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F032430 People v. Maston**
The finding that defendant suffered a prior strike adjudication is vacated and the matter is remanded for resentencing.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F031450 People v. Guerrero**
The judgment is affirmed with modifications.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F030988 People v. Kitt**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F034361 In re the Marriage of Larry and Svetlana Synclair

Appellant having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 10(c), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F032302 People v. Burton

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F031376 People v. Alcala

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F029039 People v. Rodriguez

The judgment is affirmed. Wiseman, J.

We concur: Ardaiz, P.J.; Buckley, J.

[CERTIFIED FOR PUBLICATION]

F032007 People v. Gamble

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F031378 Thompson v. Bernal Sheep Co. et al.

Oral argument scheduled for December 10, 1999 is vacated.

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F031533 People v. Rivera

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F028152 People v. Hamley

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F027339 People v. Munoz

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F031324 People v. Valencia

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.